

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 1

SUNY @ Stony Brook, 50 Circle Road, Stony Brook, NY 11790

P: (631) 444-0355 | dep.r1@dec.ny.govwww.dec.ny.gov

July 21, 2022

Danielle Gosselin, Director
Office of Environmental Analysis
Surface Transportation Board
395 E Street SW
Washington, DC 20423

Re: Docket No. FD 36575, Townline Rail Terminal, LLC Preliminary Construction Letter

Dear Director Danielle Gosselin:

The New York State Department of Environmental Conservation (DEC) has received the Surface Transportation Board's letter dated June 22, 2022 regarding Townline Rail Terminal, LLC's proposal to construct and operate approximately 5,000 feet of new common carrier rail line in the Hamlet of Kings Park, Town of Smithtown, Suffolk County, NY.

DEC staff have determined that the installation of the rail itself would have the potential to impact solid waste management activities at the CarlsonCorp., Inc. facility, which is located at 140 Old Northport Road, Kings Park, NY 11754. CarlsonCorp, Inc. is permitted by DEC permit # 1-4734-00304/00005 to process solid waste materials. This permit is currently active and set to expire on February 7, 2027.

In order to carry out the proposed activities described in your June 22, 2022 letter, a modification to the CarlsonCorp, Inc. permit would be required **because of the corresponding physical space reduction and new waste streams proposed for that facility**. Please be aware that this permit modification would be necessary regardless of whether the rail is used for solid waste operations or not, because of the associated loss of the area available in the facility for storage of waste and for products derived from the waste. This aspect in and of itself would necessitate an updated Facility Manual and site plan, because of the site reconfiguration. Our preliminary review indicates that the facility's permit would also need to be modified to address the transfer of ash and construction & demolition (C&D) debris. This aspect of the project may require adjustments to the facility's throughput and storage capacity due to the addition of new waste streams and the loss of space for existing operations.

DEC staff will provide correspondence directly to CarlsonCorp Inc., regarding the information and documents that would be required in order for DEC staff to review a permit modification necessitated by the activities described in your June 22, 2022 letter. Thank you for requesting our comments and for providing the contact at your agency. If you have any questions, please feel free to reach out to me at torey.kouril@dec.ny.gov.

Sincerely,



Torey K. Kouril
Environmental Analyst



Department of
Environmental
Conservation

cc: Cathy Haas, RD, DEC
Merlange Genece, RE, DEC
DEC- OGC, DMM, DAR, DEP
Allison McAuliffe, PE, VHB
Andrea Poole, Surface Transportation Board